

**OFFICE OF THE FEDERAL DEFENDER**

**EASTERN DISTRICT OF CALIFORNIA  
801 I STREET, 3rd FLOOR  
SACRAMENTO, CALIFORNIA 95814**

Daniel J. Broderick  
Federal Defender

Linda Harter  
Chief Assistant Defender

August 6, 2009

Gene D. Vorobyov  
Attorney at Law  
5214 F. Diamond Heights Blvd. #733  
San Francisco, CA 94131

**FILED**

AUG - 6 2009

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY \_\_\_\_\_  
DEPUTY CLERK

Re: U.S. v. Larry Campbell  
CIV.S 08-0866 WBS → 03-CR-0483 WBS

Dear Mr. Vorobyov:

This will confirm your appointment as counsel by the Honorable William B. Shubb, U.S. District Judge, to represent the above-named petitioner. You are attorney of record until such time as you are relieved or other action is taken to appoint a different attorney.

Enclosed is CJA 20 form, your Order of Appointment and Voucher for services rendered. Also enclosed is an instruction sheet discussing the use of the forms.

If we may be of any further assistance regarding the processing of the enclosed form, preparation of form CJA 21 for expert services, or in reference to any other matter pertaining to this case, please feel free to call upon us at any time.

Sincerely,



Becky Darwazeh  
CJA - Legal Secretary

:bd  
Enclosures

cc: Clerk's Office

## CJA 20 APPOINTMENT OF AND AUTHORITY TO PAY COURT APPOINTED COUNSEL (Rev. 12/03)

1. CIR./DIST./DIV. CODE	2. PERSON REPRESENTED Larry Campbell		VOUCHER NUMBER	
3. MAG. DKT./DEF. NUMBER	4. DIST. DKT./DEF. NUMBER CIV-08-0866 WBS GGH	5. APPEALS DKT./DEF. NUMBER 08-17248	6. OTHER DKT. NUMBER	
7. IN CASE/MATTER OF (Case Name)  U.S. v. Larry Campbell	8. PAYMENT CATEGORY <input type="checkbox"/> Felony <input type="checkbox"/> Petty Offense <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Other <input checked="" type="checkbox"/> Appeal	9. TYPE PERSON REPRESENTED <input type="checkbox"/> Adult Defendant <input checked="" type="checkbox"/> Appellant <input type="checkbox"/> Juvenile Defendant <input type="checkbox"/> Appellee <input type="checkbox"/> Other	10. REPRESENTATION TYPE (See Instructions) Appeal	
11. OFFENSE(S) CHARGED (Cite U.S. Code, Title & Section) If more than one offense, list (up to five) major offenses charged, according to severity of offense.				
12. ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix), AND MAILING ADDRESS  Gene D. Vorobiov 5214 F Diamond Heights Blvd.#733 San Francisco, CA 94131  Telephone Number: (514) 425-2693			13. COURT ORDER <input checked="" type="checkbox"/> O Appointing Counsel <input type="checkbox"/> C Co-Counsel <input type="checkbox"/> F Subs For Federal Defender <input type="checkbox"/> R Subs For Retained Attorney <input type="checkbox"/> P Subs For Panel Attorney <input type="checkbox"/> Y Standby Counsel	
			Prior Attorney's Name: _____ Appointment Dates: _____ <input type="checkbox"/> Because the above-named person represented has testified under oath or has otherwise satisfied this Court that he or she (1) is financially unable to employ counsel and (2) does not wish to waive counsel, and because the interests of justice so require, the attorney whose name appears in Item 12 is appointed to represent this person in this case, OR <input type="checkbox"/> Other (See Instructions)   Signature of Presiding Judge or By Order of the Court	
			14. NAME AND MAILING ADDRESS OF LAW FIRM (Only provide per instructions)	Date of Order 8/3/2009      Nunc Pro Tunc Date 6/25/2009 Repayment or partial repayment ordered from the person represented for this service at time appointment. <input type="checkbox"/> YES <input type="checkbox"/> NO
<b>CLAIM FOR SERVICES AND EXPENSES</b>				
CATEGORIES (Attach itemization of services with dates)		HOURS CLAIMED	TOTAL AMOUNT CLAIMED	MATH/TECH. ADJUSTED HOURS
In Court	a. Arraignment and/or Plea		0.00	
	b. Bail and Detention Hearings		0.00	
	c. Motion Hearings		0.00	
	d. Trial		0.00	
	e. Sentencing Hearings		0.00	
	f. Revocation Hearings		0.00	
	g. Appeals Court		0.00	
	h. Other (Specify on additional sheets)		0.00	
(RATE PER HOUR = \$ 110.00 )		TOTALS: 0.00	0.00	
Out of Court	a. Interviews and Conferences		0.00	
	b. Obtaining and reviewing records		0.00	
	c. Legal research and brief writing		0.00	
	d. Travel time		0.00	
	e. Investigative and other work (Specify on additional sheets)		0.00	
	(RATE PER HOUR = \$ 110.00 )	TOTALS: 0.00	0.00	
17. Travel Expenses (lodging, parking, meals, mileage, etc.)				
18. Other Expenses (other than expert, transcripts, etc.)				
<b>GRAND TOTALS CLAIMED AND ADJUSTED</b>		0.00		
19. CERTIFICATION OF ATTORNEY/PAYEE FOR THE PERIOD OF SERVICE FROM: _____ TO: _____			20. APPOINTMENT TERMINATION DATE IF OTHER THAN CASE COMPLETION	21. CASE DISPOSITION
22. CLAIM STATUS <input type="checkbox"/> Final Payment <input type="checkbox"/> Interim Payment Number _____			<input type="checkbox"/> Supplemental Payment	
Have you previously applied to the court for compensation and/or reimbursement for this representation? <input type="checkbox"/> YES <input type="checkbox"/> NO      If yes, were you paid? <input type="checkbox"/> YES <input type="checkbox"/> NO Other than from the Court, have you, or to your knowledge has anyone else, received payment (compensation or anything of value) from any other source in connection with this representation? <input type="checkbox"/> YES <input type="checkbox"/> NO      If yes, give details on additional sheets. I swear or affirm the truth or correctness of the above statements.				
Signature of Attorney _____ Date _____				
<b>APPROVED FOR PAYMENT</b>				
<b>COURT USE ONLY</b>				
23. IN COURT COMP.	24. OUT OF COURT COMP.	25. TRAVEL EXPENSES	26. OTHER EXPENSES	27. TOTAL AMT. APPR./CERT.
28. SIGNATURE OF THE PRESIDING JUDGE			DATE	28a. JUDGE CODE
29. IN COURT COMP.	30. OUT OF COURT COMP.	31. TRAVEL EXPENSES	32. OTHER EXPENSES	33. TOTAL AMT. APPROVED
34. SIGNATURE OF CHIEF JUDGE, COURT OF APPEALS (OR DELEGATE) Payment approved in excess of the statutory threshold amount.			DATE	34a. JUDGE CODE

FILED

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

JUN 23 2009

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

LARRY W. CAMPBELL, Warden

Defendant - Appellant.

No. 08-17248

D.C. Nos. 2:08-cv-00866-WBS  
Eastern District of California,  
Sacramento

ORDER

Before: Peter L. Shaw, Appellate Commissioner.

Appellant's motion for appointment of counsel in this appeal from the denial of a 28 U.S.C. § 2255 motion is granted. See 18 U.S.C. § 3006A(a)(2)(B); *Weygandt v. Look*, 718 F.2d 952, 954 (9th Cir. 1983) (per curiam). Counsel will be appointed by separate order.

The Clerk shall electronically serve this order on the appointing authority for the Eastern District of California, who will locate appointed counsel. The district court shall send notification of the name, address, and telephone number of appointed counsel to the Clerk of this court at counselappointments@ca9.uscourts.gov within 14 days of locating counsel.

If new counsel identifies uncertified issues that should be raised on appeal, counsel shall include them in the opening brief as permitted by Ninth Circuit Rule 22-1(e).

The opening brief filed on February 25, 2009 is stricken. The replacement opening brief and excerpts of record are due August 24, 2009; the answering brief is due September 23, 2009; and the optional reply brief is due within 14 days after service of the answering brief.

Appellee's motion for an extension of time to file the answering brief is denied as moot.

Appellant's letters received by this court from March 2, 2009 through May 13, 2009 and from May 20, 2009 through June 16, 2009, do not seek specific relief and are ordered stricken from the record and shall be returned to appellant with this order.

Appellant's May 15, 2009 letter to the court requests a copy of the docket in this appeal. The Clerk shall serve appellant with a copy of the docket.